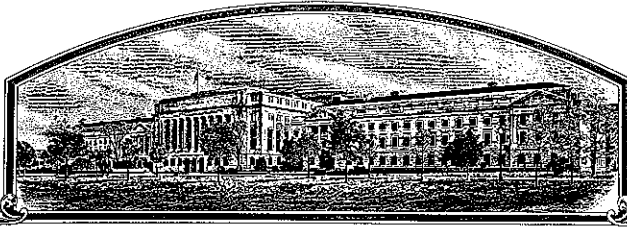


No.



9700303

# THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

*Asgrow Seed Company*

Whereas, THERE HAS BEEN PRESENTED TO THE

Secretary of Agriculture

AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED DISTINCT VARIETY OF SEXUALLY REPRODUCED, OR TUBER PROPAGATED, PLANT, THE NAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS OF LAW IN SUCH CASES MADE AND PROVIDED HAVE BEEN COMPLIED WITH, AND THE TITLE THERETO IS, FROM THE RECORDS OF THE PLANT VARIETY PROTECTION OFFICE, IN THE APPLICANT(S) INDICATED IN THE SAID COPY, AND WHEREAS, UPON DUE EXAMINATION MADE, THE SAID APPLICANT(S) IS (ARE) ADJUDGED TO BE ENTITLED TO A CERTIFICATE OF PLANT VARIETY PROTECTION UNDER THE LAW.

NOW, THEREFORE, THIS CERTIFICATE OF PLANT VARIETY PROTECTION IS TO GRANT UNTO THE SAID APPLICANT(S) AND THE SUCCESSORS, HEIRS OR ASSIGNS OF THE SAID APPLICANT(S) FOR THE TERM OF TWENTY YEARS FROM THE DATE OF THIS GRANT, SUBJECT TO THE PAYMENT OF THE REQUIRED FEES AND PERIODIC REPLENISHMENT OF VIABLE BASIC SEED OF THE VARIETY IN A PUBLIC REPOSITORY AS PROVIDED BY LAW, THE RIGHT TO EXCLUDE OTHERS FROM SELLING THE VARIETY, OR OFFERING IT FOR SALE, OR REPRODUCING IT, OR IMPORTING IT, OR EXPORTING IT, OR CONDITIONING IT FOR PROPAGATION, OR STOCKING IT FOR ANY OF THE ABOVE PURPOSES, OR USING IT IN PRODUCING A HYBRID OR DIFFERENT VARIETY THEREFROM, TO THE EXTENT PROVIDED BY THE PLANT VARIETY PROTECTION ACT. (84 STAT. 1542, AS AMENDED, 7 U.S.C. 2321 ET SEQ.)

SOYBEAN

'AG3002'



Attest:

*Ann Marie Thurman*

Commissioner  
Plant Variety Protection Office  
Agricultural Marketing Service

*In Testimony Whereof, I have hereunto set my hand and caused the seal of the Plant Variety Protection Office to be affixed at the City of Washington, D.C. this thirtieth day of July in the year of our Lord one thousand nine hundred and ninety-nine.*

*John G. Dickinson*  
Secretary of Agriculture

REPRODUCE LOCALLY. Include form number and date on all reproductions.

FORM APPROVED - OMB NO. 0581-0

U.S. DEPARTMENT OF AGRICULTURE  
AGRICULTURAL MARKETING SERVICE  
SCIENCE AND TECHNOLOGY DIVISION - PLANT VARIETY PROTECTION OFFICE

**APPLICATION FOR PLANT VARIETY PROTECTION CERTIFICATE**  
(Instructions and information collection burden statement on reverse)

The following statements are made in accordance with the Privacy Act 1974 (5 U.S.C. 552a) and the Paperwork Reduction Act (PRA) of 1995.

Application is required in order to determine if a plant variety protection certificate is to be issued (7 U.S.C. 2421). Information is held confidential until certificate is issued (7 U.S.C. 2426).

1. NAME OF APPLICANT(S) (as it is to appear on the Certificate)		2. TEMPORARY DESIGNATION OR EXPERIMENTAL NUMBER	3. VARIETY NAME
ASGROW SEED COMPANY		AGF27603	AG3002
4. ADDRESS (Street and No., or R.F.D. No., City, State, and ZIP Code, and Country)		5. TELEPHONE (include area code)	FOR OFFICIAL USE ONLY PVPO NUMBER 9700303
7089-248-23 2605 East Kilgore Road Kalamazoo, MI 49001-1744		616-384-5548	
		6. FAX (include area code)	FILING DATE
		616-384-5652	5-28-1997
7. GENUS AND SPECIES NAME	8. FAMILY NAME (Botanical)		FILING AND EXAMINATION FEE: \$ 2450 DATE 5-27-97 CERTIFICATION FEE: \$ 300.00 DATE 7/7/1999
Glycine max	Leguminosae		
9. CROP KIND NAME (Common name)			
Soybean			
10. IF THE APPLICANT NAMED IS NOT A "PERSON", GIVE FORM OF ORGANIZATION (corporation, partnership, association, etc.) (Common name)			
Corporation			
11. IF INCORPORATED, GIVE STATE OF INCORPORATION		12. DATE OF INCORPORATION	
Delaware		March 22, 1968	
13. NAME AND ADDRESS OF APPLICANT REPRESENTATIVE(S), IF ANY, TO SERVE IN THIS APPLICATION AND RECEIVE ALL PAPERS			14. TELEPHONE (include area code)
Wayne Hoener, 7089-248-23 Asgrow Seed Company 2605 East Kilgore Road Kalamazoo, MI 49001-1744			616-384-5548 608-755-1777
			15. FAX (include area code)
			616-384-5652 608-755-0128

16. CHECK APPROPRIATE BOX FOR EACH ATTACHMENT SUBMITTED (Follow instructions on reverse)

- a. ☒ Exhibit A. Origin and Breeding History of the Variety
- b. ☒ Exhibit B. Statement of Distinctness
- c. ☒ Exhibit C. Objective Description of the Variety
- d. ☒ Exhibit D. Additional Description of the Variety (Optional)
- e. ☒ Exhibit E. Statement of the Basis of the Applicant's Ownership
- f. ☒ Voucher Sample (2,500 viable untreated seeds or, for tuber propagated varieties verification that tissue culture will be deposited and maintained in an approved public repository)
- g. ☒ Filing and Examination Fee (\$2,450), made payable to "Treasurer of the United States" (Mail to PVPO)

17. DOES THE APPLICANT SPECIFY THAT SEED OF THIS VARIETY BE SOLD BY VARIETY NAME ONLY, AS A CLASS OF CERTIFIED SEED? (See Section 83(a) of the Plant Variety Protection Act)

☐ YES If "yes," answer items 18 and 19 below ☒ NO If "no," go to item 20

18. DOES THE APPLICANT SPECIFY THAT SEED OF THIS VARIETY BE LIMITED AS TO NUMBER OF GENERATIONS?

☐ YES ☒ NO

19. IF "YES" TO ITEM 18, WHICH CLASSES OF PRODUCTION BEYOND BREEDER SEED

☐ FOUNDATION ☐ REGISTERED ☐ CERTIFIED

20. HAS THE VARIETY OR A HYBRID PRODUCED FROM THE VARIETY BEEN RELEASED, USED, OFFERED FOR SALE, OR MARKETED IN THE U.S. OR OTHER COUNTRIES?

☐ YES If "yes," give names of countries and dates ☒ NO

21. The applicant(s) declare that a viable sample of basic seed of the variety will be furnished with application and will be replenished upon request in accordance with such regulations as may be applicable, or for a tuber propagated variety a tissue culture will be deposited in a public repository and maintained for the duration of the certificate.

The undersigned applicant(s) is(are) the owner(s) of this sexually reproduced or tuber propagated plant variety, and believe(s) that the variety is new, distinct, uniform, and stable as required in Section 42, and is entitled to protection under the provisions of Section 42 of the Plant Variety Protection Act.

Applicant(s) is(are) informed that false representation herein can jeopardize protection and result in penalties.

SIGNATURE OF APPLICANT (Owner(s))	SIGNATURE OF APPLICANT (Owner(s))
NAME (Please print or type)	NAME (Please print or type)
Wayne Hoener	Alan K. Walker

CAPACITY OR TITLE	DATE	CAPACITY OR TITLE	DATE
Soybean Product Manager	5-15-97	Senior Soybean Research	5-15-97

ASGROW SEED COMPANY  
PVP APPLICATION AG3002  
MAY, 1997

EXHIBIT A  
ORIGIN AND BREEDING HISTORY OF AG3002

- 1993 Cross RP931172 was made in Isabela, Puerto Rico.  
Parentage: A2722/A3431/A2835/40-3-2
- 1993-94 F1 and F2 generation was grown near Isabela, Puerto Rico and advanced using modified pedigree selection.
- 1994 Winter F3 bulk populations were grown in Isabela, Puerto Rico and single plants pulled.
- 1994 Summer Single plant selections of F3 derived F4 rows were grown in progeny rows in Ames, IA. Row F94-35199 was selected based on visual appearance and agronomic characteristics.
- 1994-95 RP931172 F94-35199 was increased in winter nursery.
- 1995 RP931172 F94-35199 was entered in a yield trial at 11 locations, where it placed 1<sup>st</sup> of 50 entries.
- 1996 Winter RP931172 F94-35199 was renamed AGF27603 and increased in winter production. Breeder seed was developed from purification and roguing of F3 derived F7 seed.
- 1996 AGF27603 was entered in a yield trial at 14 locations across the northern corn belt. It was renamed AG3002.

AG3002 is uniform and stable within commercially acceptable limits based on trial observations since 1994. As with any other soybean variety, variants can occur for almost any characteristic during the course of repeated sexual reproduction.

**Request:** Please specifically address which particular agronomic and visual characteristics were used as selection criteria during the development of 'AG3002'.

**Response:** The nominated progeny row was selected based on visual appearance. Asgrow bases visual appearance selection upon uniformity for visual phenotype (i.e., flower color, pubescence color, hilum color, and pod wall color), maturity uniformity and plant height uniformity among individual plants, and resistance to Roundup herbicide (sprayed with 32 oz./acre), if variety is a RoundupReady variety. Also, we select for a visual appearance which shows a potential for high yield.

9700303

ASGROW SEED COMPANY  
PVP APPLICATION AG3002 Soybean  
MAY, 1997

EXHIBIT B  
Novelty Statement Concerning AG3002 Soybean

To our knowledge, the soybean varieties that closely resemble AG3002 are AG3001, A2722 and A2833:

1. Hilum color	AG3002	- Black
	AG3001	- Imperfect black
	A2722	- Black
	A2833	- Black
2. Tolerance to glyphosate herbicide (RR <sup>TM</sup> gene)	AG3002	- Present
	AG3001	- Present
	A2722	- Absent
	A2833	- Absent
3. Phytophthora resistance	AG3002	- Rps1k
	AG3001	- rps (no major gene)
	A2722	- Rps1k
	A2833	- Rps1k

U.S. DEPARTMENT OF AGRICULTURE  
 AGRICULTURAL MARKETING SERVICE  
 LIVESTOCK, MEAT, GRAIN & SEED DIVISION  
 PLANT VARIETY PROTECTION OFFICE  
 BELTSVILLE, MARYLAND 20705

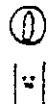
EXHIBIT C  
 (Soybean)

OBJECTIVE DESCRIPTION OF VARIETY  
 SOYBEAN (*Glycine max* L.)

NAME OF APPLICANT(S) Asgrow Seed Company	TEMPORARY DESIGNATION AGF27603	VARIETY NAME AG3002
ADDRESS (Street and No., or R.F.D. No., City, State, and Zip Code) 2605 East Kilgore Road Kalamazoo, Michigan 49001		FOR OFFICIAL USE ONLY PVPO NUMBER 9700303

Choose the appropriate response which characterizes the variety in the features described below. When the number of significant digits in your answer is fewer than the number of boxes provided, place a zero in the first box when number is 9 or less (e.g.,  ). Starred characters ★ are considered fundamental to an adequate soybean variety description. Other characters should be described when information is available.

1. SEED SHAPE:



1 = Spherical (L/W, L/T, and T/W ratios = < 1.2)  
 3 = Elongate (L/T ratio > 1.2; T/W = < 1.2)

2 = Spherical Flattened (L/W ratio > 1.2; L/T ratio = < 1.2)  
 4 = Elongate Flattened (L/T ratio > 1.2; T/W > 1.2)

★ 2. SEED COAT COLOR: (Mature Seed)

1 = Yellow

2 = Green

3 = Brown

4 = Black

5 = Other (Specify) \_\_\_\_\_

3. SEED COAT LUSTER: (Mature Hand Shelled Seed)

1 = Dull ('Conroy 79'; 'Braxton')

2 = Shiny ('Nabsoy'; 'Gandy 17')

★ 4. SEED SIZE: (Mature Seed)

Grams per 100 seeds

★ 5. HILUM COLOR: (Mature Seed)

1 = Buff

2 = Yellow

3 = Brown

4 = Gray

5 = Imperfect Black

6 = Black

7 = Other (Specify) \_\_\_\_\_

★ 6. COTYLEDON COLOR: (Mature Seed)

1 = Yellow

2 = Green

★ 7. SEED PROTEIN PEROXIDASE ACTIVITY:

1 = Low

2 = High

★ 8. SEED PROTEIN ELECTROPHORETIC BAND:

1 = Type A (SP1<sup>A</sup>)

2 = Type B (SP1<sup>B</sup>)

★ 9. HYPOCOTYL COLOR:

1 = Green only ('Evans'; 'Davis')

2 = Green with bronze band below cotyledons ('Woodworth'; 'Tracy')

3 = Light Purple below cotyledons ('Beeson'; 'Pickett 71')

4 = Dark Purple extending to unifoliate leaves ('Hodgson'; 'Coker Hambron 266A')

★ 10. LEAFLET SHAPE:

1 = Lanceolate

2 = Oval

3 = Ovate

4 = Other (Specify) \_\_\_\_\_

## 11. LEAFLET SIZE:

☐ 11 = Small ('Amsoy 71'; 'AS312')  
3 = Large ('Crawford'; 'Tracy')

2 = Medium ('Corsoy 79'; 'Gsoy 17')

## 12. LEAF COLOR:

☐ 21 = Light Green ('Weber'; 'York')  
3 = Dark Green ('Gnome'; 'Tracy')

2 = Medium Green ('Corsoy 79'; 'Braxton')

## ★ 13. FLOWER COLOR:

☐ 2

1 = White

2 = Purple

3 = White with purple throat

## ★ 14. POD COLOR:

☐ 1

1 = Tan

2 = Brown

3 = Black

## ★ 15. PLANT PUBESCENCE COLOR:

☐ 2

1 = Gray

2 = Brown (Tawny)

## 16. PLANT TYPES:

☐ 11 = Slender ('Essex'; 'Amsoy 71')  
3 = Bushy ('Gnome'; 'Govan')

2 = Intermediate ('Amcor'; 'Braxton')

## ★ 17. PLANT HABIT:

☐ 3

1 = Determinate ('Gnome'; 'Braxton')

2 = Semi-Determinate ('Will')

3 = Indeterminate ('Nebsoy'; 'Improved Pelican')

## ★ 18. MATURITY GROUP:

☐ 0 ☐ 5

1 = 000

2 = 00

3 = 0

4 = I

5 = II

6 = III

7 = IV

8 = V

9 = VI

10 = VII

11 = VIII

12 = IX

13 = X

## ★ 19. DISEASE REACTION: (Enter 0 = Not Tested; 1 = Susceptible; 2 = Resistant)

## BACTERIAL DISEASES:

★

☐ 0Bacterial Pustule (*Xanthomonas phaseoli* var. *sojensis*)

★

☐ 0Bacterial Blight (*Pseudomonas glycinea*)

★

☐ 0Wildfire (*Pseudomonas tabaci*)

## FUNGAL DISEASES:

★

☐ 0Brown Spot (*Septoria glycines*)Frogeye Leaf Spot (*Cercospora sojina*)

★

☐ 0

Race 1

☐ 0

Race 2

☐ 0

Race 3

☐ 0

Race 4

☐ 0

Race 5

☐ 0

Other (Specify)

☐ 0Target Spot (*Corynespora cassiicola*)☐ 0Downy Mildew (*Peronospora trifoliorum* var. *manshurica*)☐ 0Powdery Mildew (*Microspora diffusa*)

★

☐ 0Brown Stem Rot (*Cephalosporium gregatum*)☐ 0Stem Canker (*Diaporthe phaseolorum* var. *sauvignae*)

## 19. DISEASE REACTION: (Enter 0 = Not Tested; 1 = Susceptible; 2 = Resistant) (Continued)

## FUNGAL DISEASES: (Continued)

- ★ ☐ 0 Pod and Stem Blight (*Diaporthe phaseolorum* var. *sojae*)
- ☐ 0 Purple Seed Stain (*Cercospora kikuchii*)
- ☐ 0 Rhizoctonia Root Rot (*Rhizoctonia solani*)
- Phytophthora Rot (*Phytophthora megasperma* var. *sojae*)
- ★ ☐ 2 Race 1 ☐ 2 Race 2 ☐ 2 Race 3 ☐ 2 Race 4 ☐ 2 Race 5 ☐ 0 Race 6 ☐ 2 Race 7
- ☐ 0 Race 8 ☐ 2 Race 9 ☐ 2 Other (Specify) 10, 13, 14, 18, 21, 26

## VIRAL DISEASES:

- ☐ 0 Bud Blight (Tobacco Ringspot Virus)
- ☐ 0 Yellow Mosaic (Bean Yellow Mosaic Virus)
- ★ ☐ 0 Cowpea Mosaic (Cowpea Chlorotic Virus)
- ☐ 0 Pod Mottle (Bean Pod Mottle Virus)
- ★ ☐ 0 Seed Mottle (Soybean Mosaic Virus)

## NEMATODE DISEASES:

- Soybean Cyst Nematode (*Heterodera glycines*)
- ★ ☐ 0 Race 1 ☐ 0 Race 2 ☐ 1 Race 3 ☐ 0 Race 4 ☐ 0 Other (Specify) \_\_\_\_\_
- ☐ 0 Lance Nematode (*Hoplaimus Colombus*)
- ★ ☐ 0 Southern Root Knot Nematode (*Meloidogyne incognita*)
- ★ ☐ 0 Northern Root Knot Nematode (*Meloidogyne hapla*)
- ☐ 0 Peanut Root Knot Nematode (*Meloidogyne arenaria*)
- ☐ 0 Reniform Nematode (*Rotylenchulus reniformis*)
- ☐ 0 OTHER DISEASE NOT ON FORM (Specify): \_\_\_\_\_

## 20. PHYSIOLOGICAL RESPONSES: (Enter 0 = Not Tested; 1 = Susceptible; 2 = Resistant)

- ★ ☐ 1 Iron Chlorosis on Calcareous Soil
- ☐ 0 Other (Specify) \_\_\_\_\_

## 21. INSECT REACTION: (Enter 0 = Not Tested; 1 = Susceptible; 2 = Resistant)

- ☐ 0 Mexican Bean Beetle (*Epilachna varivestis*)
- ☐ 0 Potato Leaf Hopper (*Empoasca fabae*)
- ☐ 0 Other (Specify) \_\_\_\_\_

## 22. INDICATE WHICH VARIETY MOST CLOSELY RESEMBLES THAT SUBMITTED.

CHARACTER	NAME OF VARIETY	CHARACTER	NAME OF VARIETY
Plant Shape	A2722	Seed Coat Luster	A2722
Leaf Shape	A2722	Seed Size	A2833
Leaf Color	A2722	Seed Shape	A2722
Leaf Size	A2722	Seedling Pigmentation	

## 22. GIVE DATA FOR SUBMITTED AND SIMILAR STANDARD VARIETY: Paired Comparison Data

VARIETY	NO. OF DAYS MATURITY	PLANT LOADING SCORE	CM PLANT HEIGHT	LEAFLET SIZE		SEED CONTENT		SEED SIZE G/100 SEEDS	NO. SEEDS/ POD
				CM Width	CM Length	% Protein	% Oil		
AG3002 Submitted	135	2.1	87.0					16.7	
A2833 Name of Similar Variety	132	1.1	77.0					16.2	

## PUBLICATIONS USEFUL AS REFERENCE AIDS FOR COMPLETING THIS FORM:

1. Caldwell, B.E., ed. 1973. Soybeans: Improvement, Production, and Uses. Amer. Soc. Agron. Monograph No. 16.
2. Sutterly, B.R. and R.I. Buzzell. 1968. Peroxidase activity in seeds of soybean varieties. Crop Sci., 8: 722-725.
3. Hymowitz, T. 1973. Electrophoretic analysis of SBTi-A<sub>2</sub> in the USDA soybean germplasm collection. Crop Sci., 13: 420-421.
4. Payne, R.C. and L.F. Morris. 1976. Differentiation of soybean cultivars by seedling pigmentation patterns. J. Seed Technol. 1: 1-19.



9700303

ASGROW SEED COMPANY  
PVP APPLICATION AG3002 Soybean  
MAY, 1997

EXHIBIT D  
Additional Description of AG3002 Soybean

AG3002 is a late maturity group II variety with resistance to Roundup<sup>™</sup> herbicide . It has outstanding yield potential. AG3002 also has excellent agronomic characteristics, including good lodging resistance. AG3002 is a taller variety and the combination of its above average height and Rps1k for Phytophthora Root Rot tolerance should make it well adapted to the heavier clay soils of the midwest.

REPRODUCE LOCALLY. Include form number and date on all reproductions.

FORM APPROVED - OMB NO. 0581-0055

EXPIRES: 12-31-96

U.S. DEPARTMENT OF AGRICULTURE  
AGRICULTURAL MARKETING SERVICE  
SCIENCE AND TECHNOLOGY DIVISION - PLANT VARIETY PROTECTION OFFICE

EXHIBIT E  
STATEMENT OF THE BASIS OF OWNERSHIP

The following statements are made in accordance with the Privacy Act of 1974 (5 U.S.C. 552a) and the Paperwork Reduction Act (PRA) of 1995.

Application is required in order to determine if a plant variety protection certificate is to be issued (7 U.S.C. 2421). Information is held confidential until certificate is issued (7 U.S.C. 2425).

1. NAME OF APPLICANT(S)  ASGROW SEED COMPANY	2. TEMPORARY DESIGNATION OR EXPERIMENTAL NUMBER  AGF27603	3. VARIETY NAME  AG3002
4. ADDRESS (Street and No., or R.F.D. No., City, State, and ZIP Code, and Country)  7089-248-23 2605 East Kilgore Road Kalamazoo, MI 49001-1744	5. TELEPHONE (include area code)  616-384-5548	6. FAX (include area code)  616-384-5652
7. PVPO NUMBER  9700303		
8. Does the applicant own all rights to the variety? Mark an "X" in appropriate block. If no, please explain.  <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		
9. Is the applicant (individual or company) a U.S. national or U.S. based company? If no, give name of country _____  <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		
10. Is the applicant the original breeder? If no, please answer the following:  <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO  a. If original rights to variety were owned by individual(s): Is (are) the original breeder(s) a U.S. national(s)? If no, give name of country _____  <input type="checkbox"/> YES <input type="checkbox"/> NO  b. If original rights to variety were owned by a company: Is the original breeder(s) U.S. based company? If no, give name of country _____		
11. Additional explanation on ownership (If needed, use reverse for extra space):		

PLEASE NOTE:

Plant variety protection can be afforded only to owners (not licensees) who meet one of the following criteria:

1. If the rights to the variety are owned by the original breeder, that person must be a U.S. national, national of a UPOV member country, or national of a country which affords similar protection to nationals of the U.S. for the same genus and species.
2. If the rights to the variety are owned by the company which employed the original breeder(s), the company must be U.S. based, owned by nationals of a UPOV member country, or owned by nationals of a country which affords similar protection to nationals of the U.S. for the same genus and species.
3. If the applicant is an owner who is not the original breeder, both the original breeder and the applicant must meet one of the above criteria.

The original breeder may be the individual or company who directed final breeding. See Section 41(a)(2) of the Plant Variety Protection Act for definition.

Public reporting burden for this collection of information is estimated to average 10 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Officer, OIRM, AG Box 7630, Jamie L. Whitten Building, Washington, D.C. 20250. When replying, refer to OMB No. 0581-0055 and form number in your letter.

Under the PRA of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

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